SUPREME COURT, U. S.

FILED

JAN 19 1970

JOHN F. DAVIS, CLERK

IN THE

Supreme Court of the United States

OCTOBER TERM, 1969

No. 988

PRE-FAB TRANSIT CO., *Appellant*

v.

UNITED STATES OF AMERICA, INTERSTATE COMMERCE COMMISSION, ET AL., *Appellees*

On Appeal From the United States District Court for the Southern District of Illinois, Southern Division

MOTION TO AFFIRM OF APPELLEE HENNIS FREIGHT LINES, INC.

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January, 1970

PRESS OF BYRON S. ADAMS PRINTING, INC., WASHINGTON, D. C.

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Appellee, Hennis Freight Lines, Inc., pursuant to Rule 16 of the Rules of this Court, moves that the judgment of the District Court be affirmed for the reasons upon which the District Court based its Memorandum Decision and Order (Jurisdictional Statement, App. A). It is manifest that the questions on

which the decision of the cause depends are so unsubstantial as not to need further argument.

WHEREFORE, the judgment of the District Court should be affirmed.

Respectfully submitted,

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